



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/734,380	12/12/2003	Satchidanand Mishra	D/A2582 XERZ 2 00610	9765

7590 04/11/2006

RICHARD M. KLEIN, ESQ.
FAY, SHARPE, FAGAN, MINNICH & McKEE, LLP
SEVENTH FLOOR
1100 SUPERIOR AVENUE
CLEVELAND, OH 44114-2579

EXAMINER

NOTE, JANIS L

ART UNIT	PAPER NUMBER
----------	--------------

1756

DATE MAILED: 04/11/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Art Unit: 1756

1. In light of the petition decision mailed on Mar. 20, 2006, granting the name change of the co-inventors "Geoff Foley" and "Jack Yanus" to -- Geoffrey M.T. Foley -- and -- John F. Yanus -- respectively, the examiner has reconsidered applicants' request to correct the inventorship of this nonprovisional application under 37 CFR 1.48(a) filed on Dec. 21, 2005.

The request to correct the inventorship of this nonprovisional application under 37 CFR 1.48(a) is deficient because:

The declaration of Robert C.U. Yu filed on Dec. 21, 2005, is deficient, because it does not include the date of execution. Furthermore, that declaration incorrectly states that a declaration was filed on Dec. 16, 2002. The instant nonprovisional application was filed on Dec. 12, 2003. The inventor Robert C.U. Yu is listed on three declarations that were filed in this application. Namely, the declarations were filed on Dec. 12, 2003, Apr. 22, 2004, and Feb. 11, 2005. The declaration only discloses the declaration filed on Dec. 12, 2003.

The deficiency of the Yu declaration filed on Dec. 21, 2005, was discussed in the communication mailed on Jan. 11, 2006, in response to applicants' request to correct the inventorship filed on Dec. 21, 2005.

Art Unit: 1756

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Janis L. Dote whose telephone number is (571) 272-1382. The examiner can normally be reached Monday through Friday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's acting supervisor, Mr. Nam, Nguyen, can be reached on (571) 272-1342. The central fax phone number is (571) 273-8300.

Any inquiry regarding papers not received regarding this communication or earlier communications should be directed to Supervisory Application Examiner Ms. Claudia Sullivan, whose telephone number is (571) 272-1052.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

JLD
Mar. 29, 2006

Janis L. Dote
JANIS L. DOTE
PRIMARY EXAMINER
GROUP 1700
1700